

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-009404-001 DT

06/15/2004

HONORABLE BARBARA HAMNER

CLERK OF THE COURT
A. Williams
Deputy

FILED: 06/17/2004

STATE OF ARIZONA

HEATHER LEE KIRKA

v.

SCOTT ALAN PATKA (001)
DOB: 07/22/1971

BOBBI FALDUTO

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

State's Attorney:	Burges McCowan for Heather Kirka
Defendant's Attorney:	Bobbi Falduto
Defendant:	Present

A record of the proceedings is made by CD/videotape in lieu of a court reporter.

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1: (Amended) Burglary in the Third Degree, with one prior
Class 4 Felony

A.R.S. § 13-1501, -1506, -604, -610, -701, -702, -702.01, -801

Date of Offense: 02/24/2004

Non Dangerous - Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

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Count 1: 3 year(s) from 06/15/2004
Presentence Incarceration Credit: 104 days
Sentence is concurrent with CR2002-011670, and CR2002-098278.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

RESTITUTION: Count 1 - \$1,500.00.

No restitution ledger provided.

Payment shall be 30% of Defendant's earnings while incarcerated at the Arizona Department of Corrections.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Imposed pursuant to A.R.S. § 13-603(I).

The Court requests that Defendant be placed in a substance abuse treatment program/center.

IT IS ORDERED granting the Motion To Dismiss the following: Count 2, and allegation of probation status.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this order together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE BARBARA HAMNER
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)